G. R. S. IX-5

*Previous references.*

File No. 3-7-21

1921

Serial Nos. 1-3.

( No. )

*Later references.*

No. 224-25

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* Three.

**Part B for** November 1921

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SUBJECT.

Establishment of Village Munsiffs' Court in each Municipality (R. A. Subject No. 78 of October 1920)

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8(3) 2v The Rev. Convr.
The Dy. Convr. Chittaldrug.
The D.Cs., of other Dts.

vv. J 2643-52 of 23.11.21.

Observes that the representation of the R. A. number is too general and that each case can only be decided on its merits.

WD 1888—GPB—16,826—23-7-21

G. R. S. III—1] 1921-22

GENERAL AND REVENUE SECRETARIAT.

( Courts )

NOTES.

File No. 57-21

FILE HEADING.

Establishment of Village Memsaffs court in each municipality (RP Subject no 78 of October 1920)

From

| No. | Dated | Received |
|---|---|---|
| Diary No. | Enclos. Spare Copies. | Serial No. |

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First Sheet

883 (2)

25223

Oct 1920

cl 57-21

*Dewan.*—Not practicable.

SUBJECT No. 78.

Establishment of Village Munsiffs' Courts in each Municipality.

Messrs. Gopalayya, Holalkere Taluk and Phaniyachar, Hosdurga Taluk.

*Mr. Gopalayya.*—Village Munsiffs' Courts may be established in all Municipal Towns for the disposal of petty suits.

*Third Member of Council.*—This will be considered.

(1) Submitted with a draft to the Revenue Com

31/8/24 (2) Please address us

se no 1 to the Revenue Commissioner

no 9834 dt 19-8-1921

calls for his opinion in the matter

se no 2

the Revenue Comr letter no C612 dt 27-8-1924 states that the representation is too vague and that for reasons given each case has to be disposed of on its merits.

(3) Submitted for orders

29/8/24 (2nd member) 29/8/24

1602 30/8/24 (4) In Mysore Municipalities, village Munsiffs' Courts might be established. It is not necessary to amend the Municipalities Act

31/8

G. R. S. III-2]

General and Revenue Secretariat.

Cb File No. 57 of 1924.

Serial No.

Subd

(5) Under section 3 (1) Govt may establish a village court for any village or specified area. Amendment of the Regulation does not appear to be necessary.

1692/2.9.24

1.9.24 MD 1/9 2nd Member) DCS 1/9/24

(6) In question may be further examined. What is the meaning of a village under the Rev & Criminal Law & does it cease to become under the category of a village if a Municipality is established there in.

Put up with papers of suit. MD

Subd 10/9 MD

Cur 21.9.24.

(7) Subd. The term village has not been defined in the Rl. clauses Regn., nor has it been defined in the Land Revenue Code. But under S. 5 of the Land Revenue Code each taluk shall consist of such number of villages as may from time to time, be prescribed in a duly published order of Govt.

(4)

663

G. R. S. III-2

General and Revenue Secretariat.

Cs File No. 57 of 1924.

Serial No.

As to S. 3(5) of the Local Boards Regn a village shall not include a local area constituted into a municipality under the Mc Regn and under S. 7 of the latter Regn a village may be declared a permanent municipality provided it contains a population of two thousand & more.

(8) A village as to the village courts Regn includes any area for which a village court may be established under the Regn (vide S.2) and under S. 3(1) a village court may be established for any village or specified area.

(9) In fact village courts have been established in many minor municipalities & town municipalities e.g. Kurunegal, Tissa, Galle, Chavakacheri.

22/9/24 (10) a distinction is made by the Local Boards Regulation, between a village

Serial No.

and a 'municipality'. For purposes of 'Village Courts Regulation' a village has been defined to include any specified area, in addition to a 'village' which is usually taken to mean, — though not defined anywhere, — any inhabited place with land revenue jamabandi. As both a 'municipality' and a village are comprised in the definition of a 'village' in the Regulation, no amendment of the Regulation appears to be necessary. If village Courts are to be established in all municipalities.

(11) Submit with reference to the remarks of the member on 18.9.21

~~1st Member~~ Gen'l Secy, ~~Finance~~ Asst. cag 23.9.21

(12) The case is clear. Village Munsiff's Courts may be established in Municipal Towns, and, in fact, they have been so established in several minor municipalities.

(13) The representation of the Rep: Assembly Member is too general & no order ~~seems necessary~~ as proposed is possible. Each case that comes up has to be separately disposed of.

(14) Submit to Hon'ble Member. MRS 25.9.21 cag

NOTE—Contn. sheet.

202 27/9 ds

G. R. S. III-2]

14825

883

General and Revenue Secretariat. | File No. 57 of 1921.

Serial No.

15) Draft please.

car 17-9-21

16) Submitted with a draft revised.

17) For approval 27.9.21 (Genl Secy) car 29.9

18) For perusal before issue 3rd member) 29/9 hm 5-10-21. car 8-10-21

24/9 18/10

19) Rt-i writ with postponed by legal practitioner before whom order is received. The post Advocate may be consulted

hm 21/10 hm

No 11 of 21-22 dy 29-10-21.

The Govt Advocate with compts car 28/10/21

20) For purposes of the Kegalle Village Courts Regulation VII of 1913 a 'village' includes any area for which a village court may be established under the Regn and under S. 30 of the Regn the government may establish a village Court for any specified area.

No 1857/1921-11 11.11.1921.

A & REV. SEC. 12 NOV 1921

NOTE—Contn. sheet.

883.

7

G. R. S. III-2)

General and Revenue Secretariat.

C5 File No. 57 of 1921

Serial No.

There can be no legal objection therefore for the establishment of Village Courts in Municipal Towns

Rhamjan
10/4/21.

2925
14.11.21

3rd member)

21) Dft. revised & approved Inds 19/11 [illegible]

Case 12.11.21

22) Issue. Case 19.11

3 To

The Rev. Commr.
The Dy. Comr., Chitaldrug.
The D.C.S. of Other Dts.

No. J 2643-52 of 23.11.21

Observes that the representation of the R.A. member is too general and that each case can only be decided on its merits.

B [illegible] 28/11

NOTE—Contn. sheet.

8

( R. S. VI—G/32]

SUBJECT.....

.....

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*Diary No. of letter replied to*.....

General and Revenue Secretariat

( )

, *the* *191* .

Date of issue 19/8

Signed by M. Rao

Section Cb

File No. 57-21

Serial No 1

No. 1834

To

The Revenue Commr in Mysore

Sir

I am directed to invite reference to the discussion of R.A. subject no 98 of October Session of 1920 (Establishment of Village Munsiff's Court in each municipality) and to the remark of the Third Member of Council and request you to kindly send up for with your opinion thereon proposals for the formation of village Munsiff's courts in municipalities wherever you deem it necessary

over.

I have etc

D. M. 6/8

For Secretary

8/8/21

883

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

C. No. 612/Gl 21-22 *Bangalore*, 25th August 1921

FROM

27 Ch 57-21-2

K. R. SRINIVASIENGAR ESQ., M.A.,
*Revenue Commissioner in Mysore.*

To

*The Secretary to the Government of*
*His Highness the Maharaja of Mysore,*
Revenue *Department.*

SIR,

Adverting to your letter No. J.834/Cts.57-20-1 dated the 19th instant requesting my opinion on the R.A. subject No.78 of October 1920 suggesting the establishment of Village Munsiff's Courts in each Municipality, I have the honor to state that the subject moved by the Member is too general in its terms. While I am quite in favour of extending the scheme of Village Courts as much as possible, I am of opinion that the case of each place - whether a Municipal town or a village - has to be disposed of on its merits, regard being had to the wishes of the people of the locality, the nature and extent of business done there, its distance from and facilities of communication to the nearest District Munsiff's Court, the number of persons available in the place to take up the work of the Chairman and jurors &c.

I have the honor to be,
Sir,
Your most obedient servant,

Revenue Commissioner.

M.B.R.

R. C. 4.

07631

From

V. R. SRINIVASIENGAR ESQ. ...
*Revenue Commissioner in Mysore.*

To

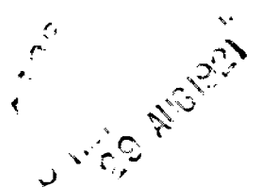
*The Secretary to the Government of*
*H. H. the Maharaja of Mysore,*
Revenue *Department.*

Dated Bangalore, 26th August
Despatched 27 — " — 1922
Received
General No. C.612/lf 28 AUG 21 — 2
Enclosure No.

SUBJECT.

Re establishment of village Munsiff's Court in ... Municipality.

- - - - - -



G.R.S. VI–71]

(10

SUBJECT.....

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Diary No. of letter replied to..... 883

Section Ch

File No. 57.21

Serial No. 3

General and Revenue Secretariat

)

, the 191

*Proceedings of the Government of His Highness the Maharaja of Mysore.*

Date of issue..... 23/4/21

Signed by..... M Car.

*Read*—

Subject no 78 of the October Session of the R.A of 1920, regarding the establishment of Village Munsiffs' Courts in each municipality.

2. Letter no C 612 dd 27.8.1921 from the Revenue Comm: in the matter

Order ~~A~~ According to existing rules ~~though there~~ is no objection ~~for~~ to the establishment of ~~the~~ Village Munsiffs' Courts in municipal areas, Government ~~Order Thereon No~~, ~~of~~ observe that the representation of the R.A. member is too general and that each case can only be decided on its merits

5.10.21

Car 29.9.

May this be

i Printed ?

ii treated as a standing order ?

ii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette Kannada Part ?

20

The Revn: Comm:

" Dy Comm: Chitaldrug &c for communication to the members concerned

" Dy Comms of other Districts

Engd to Asstt

Proceedings of the Government of Karnataka

the Dekaraja of Mysore.

Subject No. 70 of the Winter Session of the Representative Assembly of 1926, regarding the establishment of Village Panchayat Court in each Municipality.

R. Letter No. C. 618 dated 27th August 1931 from the Revenue Commissioner in Mysore in the matter

Proceedings

Order passed.

Dated Bangalore, the November 1931.

According to existing rules there is no objection to the establishment of Village Panchayat Courts in Municipal areas. Government however, observe that the representation of the Representative Assembly cannot be accepted on that such case can only be decided on its merits.

Abdul Khair

for General Secretary to Government.

To

The Revenue Commissioner in Mysore.

The Deputy Commissioner, Chitaldrug District, for communication to the members concerned.

The Deputy Commissioners of other districts.